

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board

Paper No. 29

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

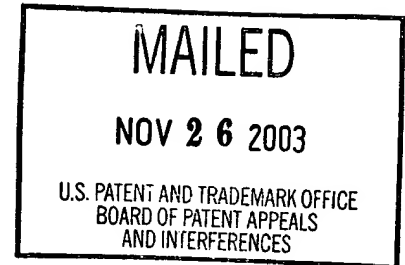
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Ex parte HIRONOBU KITAJIMA  
and SHUNSUKE FUEKI

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Appeal No. 2003-0285  
Application 08/814,409

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ORDER REMANDING TO EXAMINER

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On October 29, 2003, appellants filed an Information Disclosure Statement (IDS) (Paper No. 28). There is no indication in the record that the examiner has considered the IDS according to the criteria set forth in 37 CFR §§ 1.97 and 1.98 (1994). A communication notifying applicants of the Primary Examiner's decision is required.

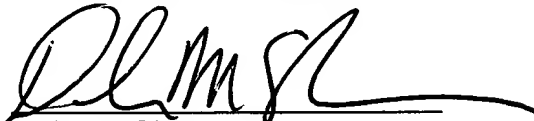
Accordingly, it is

**ORDERED** that the application is remanded to the Examiner for consideration of the Information Disclosure Statement, and for such further action as may be appropriate.

Appeal No. 2003-0285  
Application 08/814,409

It is important that the Board of Patent Appeals and Interferences be promptly informed of any action affecting the appeal in this case (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

A handwritten signature in black ink, appearing to read 'DMS', with a long horizontal flourish extending to the right.

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DMS/cam

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